

Message Text

UNCLASSIFIED

PAGE 01 STATE 134776

50

ORIGIN SCSE-00

INFO OCT-01 EA-10 ISO-00 JUSE-00 L-03 SSO-00 SCA-01 AS-01

/016 R

DRAFTED BY SCA;SCS;RBOYLAN:JS

APPROVED BY SCA;SCS;LPMULLIN

DESIRED DISTRIBUTION

DEPT. OF JUSTICE: MR. BRUNO RISTAU, RM. 3613

----- 118357

O R 101601Z JUN 75

FM SECSTATE WASHDC

TO AMCONSUL HONG KONG IMMEDIATE

INFO SECDEF WASHDC

USARMY CID COMMAND

UNCLAS STATE 134776

SECDEF FOR PDASD(C) - CID COMMAND FOR CIOP-FR

E.O. 11652:N/A

TAGS: CGEN

SUBJECT:U.S. VS. SIMMONS ET AL.

REF: HONG KONG 6382

FOLLOWING RECEIVED FROM JUSTICE:

1. MAJOR ROSES RETURN TO CONUS IRREVOCABLE BY DEPT. OF ARMY.

2. DOJ ADVISES IT IN NO POSITION TO STATION STAFF ATTORNEY IN HONG KONG SHOULD URGENT LITIGATIVE CONSIDERATIONS REQUIRE, DOJ WILL USE ITS BEST EFFORTS TO SEND DOJ ATTORNEY ON AD HOC BASIS.

3. DOJ APPRECIATES AND RESPECTS CONGEN'S DESIRE TO MAINTAIN CONTROL OVER ALL USG ACTIVITIES IN HONG KONG. DOJ SUGGES-
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 134776

TION THAT IT CORRESPOND DIRECTLY WITH LOCAL COUNSEL REGARD-

ING PURELY LITIGATIVE, RPT PURELY LITIGATIVE, ASPECTS OF CASE WAS PROMPTED BY DESIRE (1) TO ESTABLISH EFFICIENT CHANNEL OF COMMUNICATION AND (2) NOT TO HAVE TO BURDEN CONGEN WITH "PLAYING POST-OFFICE" WITH RESPECT TO DAY-TO-DAY HANDLING OF ON-GOING SUIT. DOJ ALSO MINDFUL THA, AFTER MAJ. ROSE'S DEPARTURE, NO LEGALLY TRAINED PERSON AVAILABLE ON CONGEN STAFF WHO CAN SERVE AS INTERMEDIARY BETWEEN DOJ AND

LOCAL COUNSEL. STAFF MAY NOT BE ABLE TO APPRECIATE SIGNIFICANCE AND IMPORT OF HIGHLY TECHNICAL LEGAL POINTS WHICH DOJ WILL HAVE TO DISCUSS WITH COUNSEL FROM TIME TO TIME. DOJ DOES NOT EXPECT CONGEN PERSONALLY TO ATTEND TO THESE MATTERS SINCE IT IS FULLY COGNIZANT OF CONGEN'S MANIFOLD AND WEIGHTY RESPONSIBILITIES.

4. IN ITS LITIGATIVE ACTIVITIES ABROAD -- CURRENTLY IN 29 FOREIGN COUNTRIES -- IT HAS BEEN STANDARD AND LONG ESTABLISHED PRACTICE FOR DOJ TO RETAIN AND INSTRUCT LOCAL LAWYERS DIRECTLY. IN RARE SENSITIVE MATTERS DEPT. OF STATE AND LOCAL EMBASSY ARE MADE INFO ADDRESSEES. IN DOJ'S VIEW, DELICATE POLICY MATTERS WHICH WERE PRESENT IN THIS CASE IN MARCH/APRIL, AND NEED FOR CLOSEST LIAISON WITH LOCAL AUTHORITIES HAVE NOW BEEN REMOVED FROM CASE, HOWEVER, DOJ PREPARED TO ABIDE BY CONGEN'S DESIRE TO CONTINUE SERVING AS INTERMEDIARY FOR COMMUNICATIONS WITH LOCAL COUNSEL. KISSINGER

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 10 JUN 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE134776
Document Source: CORE
Document Unique ID: 00
Drafter: JS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750202-0172
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750664/aaaacgka.tel
Line Count: 87
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN SCSE
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 75 HONG KONG 6382
Review Action: RELEASED, APPROVED
Review Authority: greeneet
Review Comment: n/a
Review Content Flags:
Review Date: 10 OCT 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <10 OCT 2003 by PhilliR0>; APPROVED <05 JAN 2004 by greeneet>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: .S. VS. SIMMONS ET AL.
TAGS: CGEN
To: HONG KONG
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006